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Articles

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* * NOT MENTIONED BY EVANS, AND APPARENTLY THE ONLY COPY KNOWN.

By this Treaty Commissioners were to be appointed on both sides to examine and determine the Rights and Pretensions which either of the said Kings had to the places situated in HUDSON'S BAY; but the possession of those places which were taken by the French during the Peace which preceded the war, and were retaken by the English during the war, was to be left to the French, by virtue of the preceding Article which stipulated that all Countries, Islands, Forts and Colonies wheresoever situated which belonged to either side before the Declaration of War, which had been captured, should be restored to their respective previous owners.

Confer Sabin, Vol. 1, No. 2148 who only mentions the London edition.



Articles of Peace

BETWEEN

The Most Serene & Mighty Prince *WILLIAM*
the Third, King of *Great Britain*, and the
Most Serene and Mighty Prince *LEWIS*
the Fourteenth, the Most Christian King,
Concluded in the Royal Palace at *Ryswicke*
the 10. Day of *September*, 1697.

By Command of Their Excellencies
the Lords Justices.

LONDON, Printed by *Charles Bill* and the Executrix of *Thomas Newcomb*,
deceased; Printers to the Kings most Excellent Majesty. Reprinted at
Bristol by *B. Green*, & *J. Allen*, for *Samuel Phillips*. 1697.

I.

THAT there be an Universal Perpetual Peace, and a True
and Sincere Friendship between the Most Serene and Mighty
Prince *WILLIAM* the Third, King of *Great Britain*,
and the most Serene and Mighty Prince *LEWIS* the Four-
teenth the most Christian King, Their Heirs and Successors,
and between the Kingdoms, States and Subjects of Both, and that the same
be so sincerely and inviolably Observed and Kept, that the One shall Pro-
mote the Interest, Honour, and Advantage of the Other, and that on both
sides a Faithful Neighbourhood and true Observation of Peace and Friend-
ship, may daily Flourish and Encrease.

II.

THAT all Enmities, Hostilities, Discords, and Wars, between the said
King of *Great Britain* and the most Christian King, and Their Subjects, Cease
and be Abolished, so that on both sides They Forbear and Abstain hereafter
from all Plundering, Depredation, Harm-doing, Injuries, and Infestation what-
soever, as well by Land as by Sea, and on Fresh Waters, every where;
and especially throughout all the Kingdoms, Territories, Dominions, and
Places, belonging to each other, of what Condition soever they be.

III.

THAT all Offences, Injuries, Damages, which the said King of *Great Bri-
tain* and His Subjects, or the said most Christian King and His Subjects have
suffered from each other during this War, shall be forgotten, so that neither
on Account of them, or for any other Cause or Pretence, neither Party, or
the Subjects of either, shall hereafter do, cause or suffer to be done any
Hostility, Enmity, Molestation, or Hindrance to the other, by himself or o-
thers, Secretly or Openly, Directly or Indirectly, by Colour of Right or Way

AND since the most Christian King was never more desirous of any thing than that the Peace be Firm and Inviolable, the said King Promises and Agrees for Himself and His Successors, That He will on no Account whatsoever disturb the said King of *Great Britain* in the free Possession of the Kingdoms, Countries, Lands or Dominions which He now Enjoys, and therefore Engages His Honour, upon the Faith and Word of a King, that He will not give or Afford any Assistance, directly or indirectly, to any Enemy or Enemies of the said King of *Great Britain*; And that He will in no manner whatsoever favour the Conspiracies or Plots which any Rebels, or ill disposed Persons, may in any Place Excite or Contrive against the said King; And for that End Promises and Engages, That He will not Assist with Arms, Ships, Ammunition, Provisions, or Money, or in any other way, by Sea or Land, any Person or Persons, who shall hereafter, under any pretence whatsoever, Disturb or Molest the said King of *Great Britain* in the free and full Possession of His Kingdoms, Countries, Lands, and Dominions. The King of *Great Britain* likewise Promises and Engages for Himself and Successors, Kings of *Great Britain*, That He will Inviolably Do and Perform the same towards the said most Christian King, His Kingdoms, Countries, Lands and Dominions.

V.

THAT there be a free use of Navigation and Commerce between the Subjects of both the said Kings, as was formerly in the time of Peace, and before the Declaration of the late War, so that every one of them may freely come into the Kingdoms, Harbours, Ports and Rivers of either of the said Kings with their Merchandises, and may there Continue and Trade without any Molestation, and shall Use and Enjoy all Liberties Immunities and Priviledges granted by Solemn Treaties, and Antient Custom.

VI.

THAT the Ordinary Administration of Justice shall be Restored and Set open, throughout the Kingdoms and Dominions of both Kings, so that it, shall be free for all the Subjects of Either, to Claim and Obtain their Rights, Pretensions and Actions, according to the Laws, Constitutions and Statutes of each Kingdom.

VII.

THE Most Christian King shall Restore to the said King of *Great Britain* all Countries, Islands, Ports and Colonies wheresoever Situated, which the *English* did Possess before the Declaration of this present War. And in like manner the King of *Great Britain* shall Restore to the most Christian King all Countries, Islands, Ports and Colonies wheresoever Situated, which the *French* did Possess before the said Declaration of War. And this Restitution shall be made on both Sides, within the Space of Six Months, or sooner if it can be done. And to that end immediately after the Ratification of this Treaty, each of the said Kings shall Deliver, or cause to be Delivered to the other, or to Commissioners Authorized in His Name for that Purpose, all Acts of Concession, Instruments, and necessary Orders, duly Made and in proper Form; so that they may have their Effect.

VIII.

COMMISSIONERS shall be appointed on both sides, to Examine and Determine the Rights and Pretensions which either of the said Kings hath to the Places Situated in *Hudsons Bay*; But the Possession of those Places, which were taken by the *French*, during the Peace that preceded this present War, and were re-taken by the *English* during this War, shall be left to the *French*, by virtue of the foregoing Article. The Capitulation made by the *English* on the Fifth of *September*, 1696. shall be Observed, according to its Form and Tenor; The Merchandises therein mentioned shall be restored; The Governor of the Fort taken there shall be set at Liberty, if it be not already done; The Differences arisen concerning the Execution of the said Capitulation, and the Value of the Goods there lost, shall be adjudged and determined by the said Commissioners; who immediately after the Ratification of the present Treaty, shall be Invested with sufficient Authority for settling the Limits and Confines of the Lands to be restored on either side, by virtue of the foregoing Article, and likewise for exchanging of Lands, as may conduce to the mutual Interest and Advantage of both Kings.

And

And to this end the Commissioners, so appointed, shall within the space of Three Moneth from the time of the Ratification of the present Treaty, meet in the City of *London*, and within Six Months, to be reckoned from their First Meeting, shall Determine all Differences and Disputes which may arise concerning this matter; After which, the Articles the said Commissioners shall Agree to, shall be Ratified by both Kings, and shall have the same Force and Vigour, as if they were inserted Word for Word in the present Treaty.

IX.

ALL Letters, as well of Reprisal as of Marque and Counter-Marque, which hitherto have for any cause been granted on either side, shall be, and remain Null and Void; Nor shall any the like Letters be hereafter granted by either of the said Kings against the Subjects of the Other, unless it be first made manifest, that Right hath been denied; and it shall not be taken for a denial of Right, unless the Petition of the Person, who desires Letters of Reprisal to be granted to him, be first shewn to the Minister, residing there on the part of the King, against whose Subjects those Letters are desired; That within the space of Four Months or sooner, he may inquire into the contrary, or procure that satisfaction be made with all speed from the Party offending, to the Complainant. But if the King against whose Subjects Reprisals are demanded, have no Minister residing there, Letters of Reprisal shall not be granted, till after the space of Four Months to be reckoned from the day on which his Petition was made and presented to the King, against whose Subjects Reprisals are desired, or to his Privy Council.

X.

FOR cutting off all Matter of Dispute and Contention, which may arise concerning the Restitution of Ships, Merchandises, & other Moveable Goods, which either Party may complain to be taken and detained from the other, in Countries, and on Coasts far distant, after the Peace is concluded, and before it be notified there; All Ships, Merchandises, & other Moveable Goods, which shall be taken by either side, after the Signing and Publication of the present Treaty, within the space of Twelve Dayes in the *British* and *North* Seas, as far as the *Cape St. Vincent*; within the space of Ten Weeks beyond the said *Cape*, & on this side of the *Equinoctial Line* or *Equator*, as well in the Ocean and *Mediterranean* Sea as elsewhere; Lastly, Within the space of Six Months beyond the said Line throughout the whole World, shall belong and remain unto the Possessors, without any Exception or further Distinction of Time or Place, or any Consideration to be had of Restitution or Compensation.

XI.

BUT if it happens through Inadvertency or Imprudence, or any other Cause whatever, that any Subject of either of the said two Kings, shall do or commit any thing by Land or Sea, or on Fresh Water, any where, contrary to the present Treaty, or that any Particular Article thereof is not Fulfilled; This Peace and good Correspondence between the said two Kings shall not on that Account be Interrupted or Infringed, but shall remain in its former Force, Strength & Vigour, and the said Subject only shall Answer for his own Fact, & undergo the Punishment to be Inflicted, according to the Custom & Law of Nations.

XII.

BUT if (which God forbid,) the Differences now Composed between the said Kings should at any time be renewed, and break out into open War, the Ships, Merchandises and all kind of Moveable Goods of either Party, which shall be found to be and remain in the Ports & Dominions of the Adverse Party shall not be Confiscated or brought under any Inconveniency, but the whole space of Six Months shall be allowed to the Subjects of both of the said Kings, that they may carry away and transport the foresaid Goods, and any thing else that is theirs, whichever they shall think fit, without any Molestation.

XIII.

FOR what concerns the Principality of *Orange*, and other Lands and Dominions belonging to the said King of *Great Britain*; The separate Article of the Treaty of *Nimeguen*, concluded between the most Christian King and the States General of the United Provinces the 10th day of *August* 1678. shall, according to its Form and Tenor, have full Effect, and all things that have been Innovated and Altered, shall be restored as they were before. All Decrees, Edicts, and other Acts, of what kind soever they be, without exception,

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which are in any manner contrary to the said Treaty, or were made after the conclusion thereof, shall be held to be null and void, without any revival or consequence for the future: And all things shall be restored to the said King in the same state, and in the same manner, as he held and enjoyed them before he was dispossessed thereof in the time of the War, which was ended by the said Treaty of *Nimeguen*, or which he ought to have held and enjoyed according to the said Treaty. And that an end may be put to all Trouble, Differences, Processes & Questions, which may arise concerning the same, Both the said Kings will name Commissioners who, with full and summary Power, may compose and settle all these matters. And forasmuch as by the Authority of the most Christian King, the King of *Great Britain* was hindered from enjoying the Revenues, Rights and Profits, as well of His Principality of *Orange* as of other His Dominions, which after the conclusion of the Treaty of *Nimeguen*, until the Declaration of the present War, were under the Power of the said most Christian King, The said most Christian King will Restore, and cause to be Restored in reality, with Effect, and with the Interest due, all those Revenues, Rights and Profits, according to the Declarations and Verifications that shall be made before the said Commissioners.

XIV.

THE Treaty of Peace Concluded between the most Christian King, and the late Elector of *Brandenburg* at *St. Germain's in Laye* the 29 June, 1679. shall be Restored in all its Articles, and remain in its former Vigour between His Sacred Most Christian Majesty and His Electoral Highness of *Brandenburg*.

XV.

WHEREAS 'twill greatly conduce to the publick Tranquility that the Treaty be observed, which was concluded between His Sacred most Christian Majesty and His Royal Highness of *Savoy*, on the Ninth of *August*, 1696. 'tis Agreed that the said Treaty shall be confirmed by this Article.

XVI.

UNDER this present Treaty of Peace shall be comprehended those who shall be named by either Party, with common consent, before the Exchange of Ratifications, or within Six Months after. But in the mean time, the most Serene and Mighty Prince *WILLIAM* King of *Great Britain*, and the most Serene and Mighty Prince *LEWIS* the most Christian King, gratefully acknowledging the sincere Offices and Indefatigable Endeavours, which have been employed by the most Serene and Mighty Prince *Charles* King of *Sueden*, by the Interposition of His Mediation, in bringing this Happy Work of the Peace, with the Divine Assistance, to the desired Conclusion; And to shew the like Affection to him, 'tis by consent of all Parties Stipulated and Agreed, That His said Sacred Royal Majesty of *Sueden*, shall with all his Kingdoms, Counties, Provinces and Rights be included in this Treaty, and comprehended in the best manner, in the present Pacification.

XVII.

LASTLY, The Solemn Ratifications of this present Agreement & Alliance made in due Form, shall be delivered on both sides. & mutually & duly Exchanged at the Royal Palace of *Rafwick*, in the Province of *Holland*, within the space of Three Weeks, to be reckoned from the Day of the Subscription, or sooner if it may be.

In Testimony of all and every the things before mentioned, & for their greater Force, and to give them all the Vigour & full Authority they ought to have, the Underwritten Ambassadors Extraordinary and Plenipotentiaries, together with the Illustrious and most Excellent the Extraordinary Ambassador Mediator, have Signed and Sealed the present Instrument of Peace.

Done, &c.

Signed by the English and French Ambassadors, and by the Mediator.

Separate Article.

BESIDES all that is Concluded and Stipulated by the Treaty of Peace Signed this present day, the 20th of *September*, It is moreover agreed by the present Separate Article, which shall have the same Force & Effect as if it was inserted word for word in the said Treaty, That the most Christian King shall Covenant & Agree, & by the present Article He does Covenant & Agree, That it shall be free for the Emperor & the Empire, until the First day of *November* next, to accept the Conditions of Peace lately proposed by the most Christian King, according to the Declaration made on the First day of this present Month, unless in the mean time it shall be otherwise agreed between His Imperial Majesty & the Empire, & His most Christian Majesty. And in case His Imperial Majesty does not within the time prefixed accept those Conditions, or that it be not otherwise agreed between His Imperial Majesty & the Empire, & His most Christian Majesty, the said Treaty shall have its full Effect, & be duly put in Execution according to its Form & Tenor; And it shall not be lawful for the King of *Great Britain*, directly or indirectly, on any account or cause whatsoever, to act contrary to the said Treaty.

